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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Merk et al.

TITLE

ROCKING DISPLAY DEVICE

SERIAL NO.

10/053,383

FILING DATE

January 17, 2002

ART UNIT

2859

CONFIRMATION NO.

3156

ATTORNEY DOCKET NO.

24637-5

Cleveland, Ohio 44114-2378

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8*

I hereby certify that the below-identified papers are being deposited with the United States Postal Service with sufficient postage as "FIRST CLASS MAIL" on April 4, 2002 in an envelope addressed to: BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231.

Christina R. Correll

(type or print name of person mailing paper)

Signature of person mailing paper

Items enclosed herewith:

- 1. Response to Missing Parts
- 2. Executed Combined Declaration and Power of Attorney
- 3. Check in the Amount of \$65.00 for Late Filing Fee
- 4. Supplemental Application Data Sheet
- 5. Return Receipt Postcard



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Box Missing Parts Commissioner for Patents Washington, DC 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

Dear Sir:

In response to the Notice to File Missing Parts with a date of mailing of February 25, 2002, enclosed are the following items:

1) Copy of the Notice to File Missing Parts;

- Copy of a Properly executed Combined Declaration and Power of Attorney;
- 3) Payment of \$65.00 for filing the declaration late;

The foregoing submission is believed to meet the requirements of the Notice to File Missing Parts. The Commissioner is authorized to charge any additional fees or credit any overpayments to Deposit Account No. 02-2051.

Respectfully submitted,

Dated: April 4, 2002

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W. Scott Harders Reg. No. 42,629

BENESCH, FRIEDLANDER COPLAN & ARONOFF LLP 2300 BP Tower 200 Public Square Cleveland, OH 44114-2378 (216) 363-4443